

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.19739 of 2016**

Arising Out of PS.Case No. -277 Year- 2015 Thana -SITAMARHI District- SITAMARHI

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Ajay Jha @ Babua Don @ Babua , son of Sri Kameshwar Jha, resident of  
village Dharmagatpur, P.S. Sakra, District Muzaffarpur

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Manish Kumar No 13

For the Opposite Party/s : Mr. H.A.Khan(App)

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**CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR**  
**ORAL ORDER**

2      04-05-2016                      Heard Sri Manish Kumar No. 13, learned counsel for  
the petitioner and learned A.P.P.

This is second attempt for grant of bail on behalf of the  
petitioner. Earlier, prayer for bail of the petitioner was rejected  
vide Cr. Misc. No. 51363 of 2015 in the month of November  
2015. Petitioner is accused in a case registered for the offence  
punishable under section 387 of the Indian Penal Code.

Learned counsel for the petitioner submits that despite  
the fact that petitioner is in custody since 4.7.2015 even after  
rejection of the prayer for bail by this court no adequate progress  
has taken place in the case before the court below. He submits that  
only order of cognizance has been passed.

Besides hearing learned counsel for the parties, I have  
also perused the materials available on record.

Keeping in view the fact that petitioner is in custody since 4.7.2015 and as stated no adequate progress has taken place in the case before the court below, the court is of the opinion that petitioner may not be detained further. Accordingly let the petitioner **Ajay Jha @ Babua Don @ Babua** be enlarged on bail on furnishing bail bond of Rs. 10000 (rupees ten thousand ) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Sitamarhi / concerned court in connection with Sitamarhi P.S. Case No. 277 of 2015 corresponding to G.R. No. 1216 of 2015 with condition that one of the bailors must be blood relation of the petitioner and secondly during the trial the petitioner shall remain physically present on each and every date. If continuously on two dates he fails to appear without prior permission of the trial court his bail bond shall stand automatically cancelled.

**(Rakesh Kumar, J)**

Praful/-

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